

HITPC: PRIVACY AND SECURITY WORKPLAN

DRAFT 2/18/2010

January – February 2010

- Discussion of CMS NPRM and ONC IFR
- Recommendations related to health IT regulations and priorities (presented at February 2010 HITPC meeting)

February – April 2010 – Two Tracks: Phase I of Consumer Preferences and Security Priorities

Track 1:

- Discussion of consumer preferences for health information exchange at a coarse level (e.g., opt in/opt out)
- Consider:
 - ONC white paper on consumer preferences
 - HISPAC efforts and state laws
 - NCVHS recommendations
 - Discussion during HITPC hearing
 - Examples of how existing HIEs/RHIOs have handled this
- Recommendations on policy and direction for HITSC (initially present at April 2010 HITPC meeting; finalize if needed in May)

Track 2:

- Focus on security priorities that were not part of initial Certification IFR but that should be part of Certified HER Technology Meaningful Use in Stage 1 and NHIN participation (interface with work being done by NHIN workgroup)
- Subgroup of P&S Workgroup tasked to develop recommendations for consideration by full workgroup before sending on to Policy Committee
- Issues:
 - Secure e-mail
 - Ensuring appropriate patient authorization to access?
 - Others?
- Recommendations on policy and any further direction for HITSC presented at April 2010 HITPC meeting (March?)

April 2010 – June 2010

- Discussion of granular consumer preferences, data segmentation, and “sensitive data”
- Consider:
 - Input from technical privacy conference
 - Hearing
 - Testimony from vendors re: capabilities
 - Testimony from patient groups
 - Testimony from providers
 - States & state HIEs on management of existing granular consent requirements
 - Part 2 stakeholders (patient groups and providers)
- Recommendations on policy and direction for HITSC (presented at June 2010 HITPC meeting)

June 2010 – September 2010

- Discussion of secondary uses of data related to HIEs, HISPs, NHIN, PHRs
- Consider:
 - NCVHS Recommendations/further work
 - RFI on “objectionable uses” of health information
 - Non-covered entity study
 - De-identification study and guidance
- Recommendations on policy and direction for HITSC (presented at September 2010 HITPC meeting)

September 2010 – November 2010

PHRs and Privacy

- Non-covered entity study
- Model PHR privacy notice
- Recommendations on policy presented by November HITPC meeting

Others:

Accounting of Disclosure

- Standards rule

Security policies – longer term

- Technologies that make data unreadable, unusable, indecipherable (move up?)

Patient identification/UPIN

State law "barriers" (NCVHS)